

CHAPTER NO. 309

SENATE BILL NO. 751

By Crutchfield, Graves

Substituted for: House Bill No. 1179

By Brenda Turner, Litz, Black

AN ACT to amend Tennessee Code Annotated, Title 57, Chapter 4, relative to serving alcoholic beverages for consumption on the premises of certain clubs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(7), is amended by adding the following language as a new subdivision (I):

(I) "Club" also means a for-profit recreational club organized and existing under the laws of the state which has been in existence and operating for at least two (2) years prior to the effective date of this act and which is located in any county having a population of not less than three hundred seven thousand eight hundred (307,800) nor more than three hundred seven thousand nine hundred (307,900), according to the 2000 federal census or any subsequent federal census, and further possesses the following characteristics:

(i) Has at least one hundred seventy-five (175) members paying annual dues and does not discriminate against members or potential members or bona fide guests of such members on the basis of gender, race, religion or national origin;

(ii) Is organized and operated exclusively for recreation and providing a regulation eighteen-hole golf course for the use of its members and guests, and also offers for the use of its members and guests a swimming pool and tennis facility; and

(iii) Has a clubhouse with not less than three thousand (3,000) square feet with suitable kitchen, dining facilities and equipment, serving at least one (1) meal daily, at least five (5) days a week;

Such club may not compensate or pay any officer, director, agent or employee any profits from the sale of alcoholic or malt beverages based upon the volume of such beverages sold.

It is the express intention of the General Assembly that the provisions of law concerning the purchase or possession of alcoholic beverages by persons under twenty-one (21) years of age be strictly enforced by such club.

SECTION 2. Tennessee Code Annotated, Section 57-4-102(7), is amended by adding the following language as a new subdivision:

(J) "Club" also means a for-profit recreational club, organized and existing under the laws of the State of Tennessee, which is located in any county having a population of not less than one hundred thirty thousand (130,000) nor more than one hundred thirty-one thousand (131,000), according to the 2000

federal census or any subsequent federal census, and further possesses the following characteristics:

(i) The club shall be adjacent to a residential development consisting of at least one hundred (100) residential units, and the club property and such residential development shall consist of at least two hundred (200) acres;

(ii) The residential development shall be adjacent to a lake whose area is greater than twenty (20) acres;

(iii) The club shall be organized and operated to provide to its members, their guests, and others an eighteen-hole golf course and amenities provided by other similar clubs;

(iv) The club shall serve at least one (1) meal daily, five (5) days a week;


(v) The club shall have a clubhouse with not less than three thousand (3,000) square feet with suitable kitchen, dining facilities and equipment; and

(vi) The club shall not discriminate against any person on the basis of gender, race, religion or national origin.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 27, 2003


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of June 2003


PHIL BREDEZEN, GOVERNOR